

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

CAPITAL ONE FINANCIAL CORPORATION,	)	
	)	
	)	
Plaintiff,	)	
	)	Civil No. 1:11 CV 750 (LO/TRJ)
v.	)	
JOHN A KANAS and	)	
JOHN BOHLSSEN,	)	
	)	
Defendants.	)	
_____	)	

**NOTICE OF HEARING FOR  
DEFENDANT'S MOTION FOR LEAVE TO FILE DOCUMENTS UNDER SEAL**

PLEASE TAKE NOTICE that on Friday, February 24, at 11:00 a.m., or as soon thereafter as counsel may be heard, Defendants John Kanas and John Bohlsen shall move this Honorable Court for entry of an Order granting its motion for leave to file documents under seal.

Dated: February 23, 2012

By: /s/ James H. Rodio

David Boies  
*Pro hac vice*  
BOIES SCHILLER & FLEXNER LLP  
333 Main Street  
Armonk, New York 10504  
Telephone: 914.749.8200  
Fax: 914.749.8300  
Email: dboies@bsfllp.com

Stuart H. Singer

*Pro hac vice*

Carlos Sires

*Pro hac vice*

BOIES SCHILLER & FLEXNER LLP

401 E. Las. Olas Blvd., Suite 1200

Ft. Lauderdale, FL 33301

Telephone: 954.356.0011

Fax.: 954.356.0022

Email: ssinger@bsfllp.com

Matthew W. Friedrich

*Pro hac vice*

David Ellis

Virginia Bar No.: 74860

BOIES SCHILLER & FLEXNER LLP

5301 Wisconsin Ave. N.W.

Washington D.C. 20015

Telephone: 202.274.1113

Fax: 202.237.6131

Email: mfriedrich@bsfllp.com

James H. Rodio

James H. Rodio, PLC

Virginia Bar No. 20139

2121 Eisenhower Ave. Suite 300

Alexandria, Virginia 22314

Phone: 703-549-2288

Facsimile: 703-562-7011

Email: jimrodio@rodiolaw.com

*Attorneys for Defendants, John A. Kanas  
and John Bohlsen*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 23rd day of February, 2012 I electronically filed the foregoing Notice of Hearing for Defendant's Motion for Leave to File Documents Under Seal with the Clerk of Court using the CM/ECF system, which will send a notification of such filing (NEF) to the following:

Jason Craig Schwartz  
Gibson Dunn & Crutcher LLP  
1050 Connecticut Ave NW  
Washington, DC 20036-5306  
[jschwartz@gibsondunn.com](mailto:jschwartz@gibsondunn.com)

Michael S. Diamant  
Gibson Dunn & Crutcher LLP  
1050 Connecticut Ave NW  
Washington, DC 20036-5306  
[mdiamant@gibsondunn.com](mailto:mdiamant@gibsondunn.com)

James A. Murphy  
Murphy & McGonigle  
4870 Sadler Road, Suite 301  
Glen Allen, VA 23060  
[jmurphy@mmlawus.com](mailto:jmurphy@mmlawus.com)

/s/ James H. Rodio  
James H. Rodio  
James H. Rodio, PLC  
Attorney for John A Kanas and  
John Bohlsen  
Virginia Bar No. 20139  
2121 Eisenhower Ave. Suite 300  
Alexandria, Virginia 22314  
Phone: 703 549-2288  
Facsimile: 703 562-7011  
Email: [jimrodio@rodiolaw.com](mailto:jimrodio@rodiolaw.com)